PTO/SB/21 (09-06) Approved for use through 03/31/2007. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number MARKALIS 10/822,049 TRANSMITTAL Filing Date 04/10/04 First Named Inventor **FORM** RONALD J. ROSENBERGER Art Unit **Examiner Name** STEVEN D. MAKI (to be used for all correspondence after initial filing) Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Signature Printed name RONALD J. ROSENBERGER Date Reg. No. 02/05/07 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date RONALD J. ROSENBERGER 02/05/07 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Application No. 10/822,049
Art Unit: 1733
Applicant Response to 09-14-06 Office Action
February 5, 2007

BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

RONALD JOHN ROSENBERGER

Application No.:

10/822,049

Art. Unit: 1733

Filing Date:

04/10/2004

Examiner: Steven D. Maki

Title: SCENTED TIRES

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February 05, 2007 (Date of Deposit)

Ronald J. Rosenberger

(Name of applicant, assignee, or Registered Representative)

February 05, 2007

(Date of Signature)

Commissioner for Patents

P. O. Box: 1450

Alexandria, VA 22313-1450

Attn: MAIL STOP AMENDMENT

REVISED AMENDMENT AND RESPONSE UNDER 37 CFR 1.116

Dear Sir:

This paper is in response to Notice of Non-Compliant Amendment mailed January 4, 2007, which is due Monday, February 5 (February 4 fell on a Sunday), which amendment was originally filed December 8 2006, in response to the Final Office Action, mailed September 08, 2006, for which a response was due December 08, 2006, in connection with the US Patent Application identified above, and for which a Notice of Appeal was filed therewith, along with appropriate fee.

Amendments to the Claims are reflected in the listing of claims that begins on page 2. Remarks begin on page 5 of this paper.